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OCT 26 1990

Federal Communications Commission
Office of the Secretary

ORIGINAL
FILE

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October 26, 1990

Ms. Donna Searcy
Secretary
Federal Communications Commission
Room 222
1919 M Street, N.W.
Washington, D.C. 20554

Re: Norris Satellite Communications, Inc.,
Application to Launch and Operate
Communications Satellites in the Domestic
Fixed-Satellite Service, File Nos.
54-DSS-P/L-90 and 55-DSS-P-90; Petition
for Rulemaking and Request for Pioneer's
Preference, RM No. 7511

Dear Ms. Searcy:

Transmitted herewith for filing on behalf of GTE Spacenet Corporation are an original and the requisite number of copies of its Motion to Consolidate Pleading Cycles in the above-captioned matters. If there are any questions, kindly communicate directly with the undersigned.

Sincerely,



Mitchell F. Brecher

MFB/bjb
enclosures

cc: Leslie A. Taylor, Esq.

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BEFORE THE

OCT 26 1990

Federal Communications Commission

Federal Communications Commission
Office of the Secretary

WASHINGTON, D.C. 20554

In the Matter of)

NORRIS SATELLITE COMMUNICATIONS, INC.)

Application for Authority to Construct,)
Launch and Operate Communications)
Satellites in the Domestic)
Fixed-Satellite Service)

File Nos.
54-DSS-P/L-90
55-DSS-P-90

In the Matter of Petition of)

NORRIS SATELLITE COMMUNICATIONS, INC.)

For Amendment of Parts 2 and 25)
of the Commission's Rules to Establish)
a General Satellite Service in the)
Ku-band (30/20 GHz))

RM No. 7511

MOTION TO CONSOLIDATE PLEADING CYCLES

GTE Spacenet Corporation (GTE Spacenet), by its attorneys, hereby moves to consolidate the filing of petitions and comments in the above-captioned matters and, in support thereof, states as follows:

On July 16, 1990, Norris Satellite Communications, Inc. (Norris) filed with the Commission the above-captioned application for authority to construct, launch and operate satellites in the Domestic Fixed-Satellite Service at Ka-band (application). Also on that date, Norris filed with the

Commission a petition for rulemaking and request for pioneer's preference wherein it proposes to reallocate frequencies in the Ka-band to a General Satellite Service and requests that its application be awarded a pioneer's preference under the Commission's recently-proposed pioneer's preference plan (petition). 1/

By Public Notice released October 3, 1990, Norris' application was accepted for filing and November 8, 1990 was established as the date for filing petitions or comments on that application. 2/ Norris' petition was placed on public notice on October 12, 1990. 3/ Pursuant to Section 1.405 of the Commission's rules, statements opposing or supporting petitions for rulemaking may be filed within thirty days of the public notice. Accordingly, comments on Norris' petition must be filed by November 12, 1990 -- two business days after the date for filing petitions or comments on the Norris application.

The substantive issues raised by Norris' application and its petition are inextricably interlinked. Whether Norris' application can or should be granted will be determined in part by the disposition of its rulemaking petition and pioneer's

1/ Establishment of Procedures to Provide a Preference to Applicants Proposing an Allocation for New Services, (Notice of Proposed Rulemaking), 5 FCC Rcd 2766 (1990).

2/ Public Notice, DS-1009, mimeo no. 5036.

3/ Public Notice - Petitions for Rulemaking Filed, Report No. 1827, mimeo no. 10155.

preference request. Indeed the application and petition cannot be meaningfully evaluated separate from each other.

Undersigned counsel has contacted counsel for Norris who has indicated that Norris has no objection to the consolidated pleading cycle proposed herein.

Accordingly, GTE Spacenet respectfully moves the Commission to designate November 12, 1990 as the deadline for filing petitions and comments on Norris' application and comments on Norris' petition for rulemaking, and that the Commission establish appropriate dates for responsive pleadings (oppositions and replies to oppositions on the application and reply comments on the petition).

Respectfully submitted,
GTE SPACENET CORPORATION



Mitchell F. Brecher

BISHOP, COOK, PURCELL AND REYNOLDS
1400 L Street, N.W.
Washington, D.C. 20005-3502
(202) 371-5710

Its Attorney


October 26, 1990

CERTIFICATE OF SERVICE

I, Bonnie J. Boling, DO HEREBY CERTIFY that true and correct copies of the foregoing **Motion to Consolidate Pleading Cycles** have been served by hand, on this 26th day of October, 1990 to parties listed below:

- * Richard M. Firestone, Esquire
Chief, Common Carrier Bureau
Federal Communications Commission
1919 M Street, N.W., Room 500
Washington, D.C. 20554
- * James R. Keegan, Esquire
Chief, Domestic Facilities Divison
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- * Cecily C. Holiday, Esquire
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* Leslie A. Taylor, Esquire
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Bonnie J. Boling

* By Hand